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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

DAVID CARL MILLER,

Case No. 3:10-cv-727-BR

Plaintiff,

vs.

ORDER

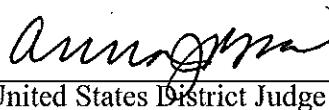
COMMISSIONER of Social Security,

Defendant.

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Attorney fees in the amount of \$32,673.75 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded \$6,014.25, pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount previously awarded under the EAJA, and to send to Plaintiff's attorney at his current address shown above the balance of \$26,659.50, minus any user fee. Any amount withheld (including the EAJA fee offset) after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 5<sup>th</sup> day of November, 2013.

  
United States District Judge

Presented by:  
s/ Tim Wilborn, OSB # 944644  
(702) 240-0184  
Attorney for Plaintiff